

JOURNAL OF THE HOUSE.

Tuesday, January 31, 2006.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Rush of Boston in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Eternal God, Your assistance and gift of wisdom enables us to keep our personal and legislative goals, priorities and options in clear focus. Your guidance also helps us to cope with the stress and pressures of daily living in this constantly changing world and culture. Inspire us to follow Your ways, values and guidelines in our search for meaning and direction in our daily living. We believe that Your teachings, which You have made known to us, encourage and guide us in our desire to seek truth and personal peace. May the many needs of people in our communities and the common good be on our list of priorities.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Rush), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Paper from the Senate.

The following notice was received from the Clerk of the Senate, to wit:

January 31, 2006.

Honorable Salvatore F. DiMasi
Speaker of the House of Representatives
Room 356, State House
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Robert E. Travaglini, President of the Senate, has announced the appointment of Ms. Linda Cavaoli to the Massachusetts Commission on the Status of Women (established pursuant to Section 66 of Chapter 3 of the General Laws) to a three year term, effective Wednesday, February 1, 2006.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

*Reports of Committees.*Civil
service
rules.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Christopher G. Fallon relative to the Commissioner of Civil Service. Under suspension of the rules, on motion of Mrs. Paulsen of Belmont, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Consumer
protection,
study.

By Mr. Pedone of Worcester, for the committee on Consumer Protection and Professional Licensure, on Senate, No. 228 and House, Nos. 3234, 3236, 3340, 3344, 3347, 3355, 3356, 3359, 3362, 3363, 3367, 3368, 3369, 3371, 3372, 3379, 3380, 3381, 3387, 3394, 3397, 3402, 3406, 3408, 3688, 3830, 3962 and 3966, an Order relative to authorizing the committee on Consumer Protection and Professional Licensure to make an investigation and study of certain Senate and House documents concerning consumer protection issues in the Commonwealth (House, No. 4664). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Scaccia of Boston, for said committees, reported, asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

Mercury
management.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to comprehensive mercury management (House, No. 4319) ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4665). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading with the amendment pending.

Conservation
commissions.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill to clarify the authority of conservation commissions to impose consultant fees (Senate, No. 1167) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling the question, being on ordering the bill to a third reading.

Manufacturers
coupons.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to manufacturers coupons (House, No. 3743) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with an amendment previously recommended by the committee on Healthcare Financing (House, No. 4471) pending.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to judges and registers of probate (House, No. 4251) ought to pass with certain amendments. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendments pending.

Judges and
registers
of probate.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the following bills ought to pass:

Senate Bills

Amending certain laws governing motor vehicle violations (Senate, No. 2132, amended); and

Campus vehicle
citations.

Relative to disability or death caused by certain conditions of cancer (Senate, No. 2257); and

Cancer.

House bills

To begin the process to establish a life care center at Lemuel Shattuck Hospital (House, No. 1425);

Shattuck
Hospital.

Relative to terminal audits for commercial vehicles (House, No. 2113);

Commercial
vehicles.

Authorizing the Division of Capital Asset Management and Maintenance to convey certain land to the town of Stoughton (House, No. 2798);

Stoughton.

Establishing the vehicle protection product act (House, No. 3062);

Vehicle
protection.

Relative to the disposition of certain conservation/recreation lands under the care, custody and control of the Department of Environmental Management within the town of Mashpee (House, No. 3416);

Mashpee,
land.

Relative to interest on retainage (House, No. 3493, changed);

Interest.

To simplify and facilitate the establishment of a municipal lighting plant by the town of Lexington (House, No. 4204) [Local Approval Received]; and

Lexington,
municipal
lighting.

Relative to preserving federal highway funds and ensuring compliance with the Federal Motor Carrier Safety Improvement Act (House, No. 4488);

Motor
carrier
law.

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

*Engrossed Bills.**Engrossed bills*

Authorizing the town of Auburn to convey a certain parcel of land (see Senate, No. 2162);

Bills
enacted.

Designating Taj Mahal as the official blues artist of the Commonwealth (see Senate, No. 2262);

(Which severally originated in the Senate); and

Increasing the membership of the Salem and Beverly Water Supply Board (see House, No. 3595) (which originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

The engrossed Bill amending the law establishing the Northern Berkshire Industrial Park and Development Corporation (see House, No. 4376), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Northern
Berkshire
Development
Corporation.

Northern
Berkshire
Development
Corporation.

Pending the question on passing the bill to be enacted, Mr. Bosley of North Adams moved that Rule 40 be suspended; and the motion prevailed.

The same member then moved that the bill be amended by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is relative to the Northern Berkshire Industrial Park and Development Corporation, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted. The bill (House, No. 4376, amended) then was sent to the Senate for concurrence.

Order.

On motion of Mr. DiMasi of Boston,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

At ten minutes after eleven o'clock A.M., on motion of Mr. Smizik of Brookline (Mr. Rush of Boston being in the Chair), the House adjourned, to meet on Thursday next at eleven o'clock A.M.